



PATENT
Customer No. 22,852
Attorney Docket No. 5725.1020

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)	
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Véronique FERRARI)	Group Art Unit: 1615
)	
Application No.: 10/047,987)	Examiner: J. Venkat
)	
Filed: January 17, 2002)	Confirmation No.: 3250
)	
For: COSMETIC COMPOSITION)	
CONTAINING A POLYMER AND A)	
FLUORO OIL (AS AMENDED))	

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT
UNDER 37 C.F.R. § 1.97(b)

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), Applicant brings to the attention of the Examiner the documents on the attached listing. This Supplemental Information Disclosure Statement is being filed concurrently with the filing of a Request for Continued Examination in the above-referenced application.

Copies of the listed documents are attached, excluding any U.S. Patents, U.S. Patent Application Publications, and co-pending U.S. Patent Applications which are available in the Image File Wrapper System. Applicant has not included a copy of co-pending Application Nos. 10/993,430, 10/993,431, 10/990,475 because they are identical to their parent applications, copies of which are available in the Image File Wrapper System.

Further to the Notification of Pending Litigation filed July 23, 2004, Applicant submits two additional documents from the on-going litigation *L'Oreal S.A., et al. v. Estee Lauder Companies Inc. et al.*, Civil Action No. 04-1660 (D.N.J.). The first document is a copy of the court docket. The second document is a copy of Estee Lauder's Response to Plaintiffs' First Set of Interrogatories (Nos. 1-6). Both of these documents are enclosed with this Information Disclosure Statement and listed on the Form PTO/SB/08.

The United States Court of Appeals for the Federal Circuit held in *Dayco Products, Inc. v. Total Containment, Inc.*, 329 F.3d 1358, 66 U.S.P.Q.2d 1801 (Fed. Cir. 2003), that an "adverse decision" by another examiner may meet the materiality standard under the amended Rule 56, and thus, Applicant should disclose prior rejections of "substantially similar claim[s]" to the Office. Accordingly, although Applicant is not representing that the office actions in the co-pending applications are material to the present application and are not admitting that any of the other claims are substantially similar, out of an abundance of caution, Applicant has listed the substantive office actions filed in co-pending applications on the attached form. At the Examiner's request, Applicant has not included copies of the office actions from co-pending applications issued by the Examiner of this application.

Applicant's representatives understand from the Examiner that in other related co-pending applications the Examiner considered references cited in the Forms PTO-1449 filed, but that she had crossed through some of the citations and did not initial the entries to avoid the printing of the those documents on the face of any patent granted there from. In the present case, Applicant is resubmitting on the attached form

documents previously submitted but crossed through or not initialed by the Examiner for re-consideration. In light of the Examiner's representations regarding the crossing-out of references in the related co-pending applications, Applicant will consider any entries crossed through by her as having been properly submitted and considered by the Examiner, unless the Examiner specifically states otherwise in the papers returning the form.

Applicant respectfully requests that the Office consider the listed documents and indicate that they were considered by making appropriate notations on the attached form.

With respect to the non-English language documents, Applicant submits the following remarks:

1. **DE 195 43 988 A1** - An abstract of the disclosure of this document can be found in the English language Derwent Abstract, which was previously submitted. This document was identified on the International Search Report in PCT/FR01/03726, which was previously submitted.

2. **DE 197 07 309 A1** - An abstract of the disclosure of this document can be found in the English language Derwent Abstract, which was previously submitted. This document was identified on the International Search Report in PCT/FR01/03937, which was previously submitted.

3. **DE 197 50 246 A1** - An abstract of the disclosure of this document can be found in the English language Derwent Abstract, which was previously submitted. This document was identified on the International Search Report in PCT/FR01/01958 and French Search Report in FR 0008084, which were previously submitted.

4. **DE 199 51 010 A1** - An abstract of the disclosure of this document can be found in the English language Derwent Abstract, which was previously submitted. This document was identified on the International Search Report in PCT/FR01/03726, which was previously submitted.

5. **DE 38 39 136 A1** - An abstract of the disclosure of this document can be found in the English language Derwent Abstract, which was previously submitted. The document is believed to be related to U.S. Patent No. 5,196,260.

6. **DE 38 43 892 A1** - An abstract of the disclosure of this document can be found in the English language Derwent Abstract, which was previously submitted. This document was identified on the International Search Report in PCT/FR01/03726, which was previously submitted. This document is believed to be related to U.S. Patent No. 5,061,289.

7. **DE 42 08 297 A1** - An abstract of the disclosure of this document can be found in the English language Derwent Abstract, which was previously submitted. This document was identified on the International Search Report in PCT/FR01/03726, which was previously submitted.

8. **DE 42 34 886 A1** - An abstract of the disclosure of this document can be found in the English language Derwent Abstract, which was previously submitted. This document was identified on the International Search Report in PCT/FR01/03726, which was previously submitted.

9. **EP 0 169 997 B1** - An abstract of the disclosure of this document can be found in the English language Derwent Abstract, which was previously submitted. This document is believed to be related to U.S. Patent No. 4,620,492.

10. **EP 0 557 196 A1** - An abstract of the disclosure of this document can be found in the English language Derwent Abstract, which was previously submitted. This document was identified on the International Search Reports in PCT/FR01/03939 and PCT/FR01/03940 and French Search Reports in FR 0016161 and FR 0016164, which were previously submitted. This document is believed to be related to U.S. Patent No. 5,858,338, which was previously submitted.

11. **EP 0 609 132 B1** - An abstract of the disclosure of this document can be found in the English language Derwent Abstract, which was previously submitted. This document is believed to be related to U.S. Patent No. 5,830,444.

12. **EP 0 749 746 A1** - An abstract of the disclosure of this document can be found in the English language Derwent Abstract, which was previously submitted. This document was identified on the International Search Reports in PCT/FR01/03939 and PCT/FR01/03940 and French Search Reports in FR 0016161, FR 0016164, and FR 0100620, which were previously submitted. This document is believed to be related to U.S. Patent No. 5,945,095, which was previously submitted.

13. **EP 0 749 747 A1** - An abstract of the disclosure of this document can be found in the English language Derwent, which was previously submitted. This document was identified on the International Search Reports in PCT/FR01/03939 and PCT/FR01/03940 and French Search Reports in FR 0016161 and FR 0016164, which were previously submitted. This document is believed to be related to U.S. Patent No. 5,851,517, which was previously submitted.

14. **EP 0 749 748 A1** - An abstract of the disclosure of this document can be found in the English language Derwent Abstract, which was previously submitted. This

document was identified on the International Search Report in PCT/FR01/03726, which was previously submitted. This document is believed to be related to U.S. Patent No. 5,769,902.

15. **EP 0 775 483 A1** - An abstract of the disclosure of this document can be found in the English language Derwent Abstract, which was previously submitted. This document was identified on the French Search Report in FR 0100620, which was previously submitted. This document is believed to be related to U.S. Patent No. 5,972,354, which was previously submitted.

16. **EP 0 820 764 A1** - An abstract of the disclosure of this document can be found in the English language Derwent Abstract, which was previously submitted. This document was identified on the International Search Report in PCT/FR01/00229 and French Search Reports in FR 0000920 and FR 0001004, which were previously submitted.

17. **EP 0 847 752 A1** - An abstract of the disclosure of this document can be found in the English language Derwent Abstract, which was previously submitted. This document was identified on the International Search Reports in PCT/FR01/03939 and PCT/FR01/03940 and French Search Reports in FR 0016161 and FR 0016164, which were previously submitted. This document is believed to be related to U.S. Patent No. 6,649,173 B1.

18. **EP 0 879 592 A2** - An abstract of the disclosure of this document can be found in the English language Derwent Abstract, which was previously submitted.

19. **EP 0 887 073 A1** - An abstract of the disclosure of this document can be found in the English language Derwent Abstract, which was previously submitted. This

document was identified on the International Search Report in PCT/FR02/00194, which was previously submitted. This document is believed to be related to U.S. Patent No. 6,203,780 B1.

20. **EP 0 923 928 A1** - An abstract of the disclosure of this document can be found in the English language Derwent Abstract, which was previously submitted. This document was identified on the International Search Reports in PCT/FR01/03939, PCT/FR01/03940, and PCT/FR02/00194 and French Search Reports in FR 0016161, FR 0016164, and FR 9916588, which were previously submitted. This document is believed to be related to U.S. Patent No. 6,682,748 B1.

21. **EP 0 925 780 A1**- An abstract of the disclosure of this document can be found in the English language Derwent Abstract, which was previously submitted. This document was identified on the International Search Report in PCT/IB01/02820 and French Search Report in FR 9916588, which were previously submitted. This document is believed to be related to U.S. Patent No. 6,254,876 B1, which was previously submitted.

22. **EP 0 930 058 B1** - An abstract of the disclosure of this document can be found in the English language Derwent Abstract, which was previously submitted. This document is believed to be related to U.S. Patent No. 6,251,375 B1, which was previously submitted.

23. **EP 0 930 060 A1** - An abstract of the disclosure of this document can be found in the English language Derwent Abstract, which was previously submitted. This document was identified on the International Search Reports in PCT/FR01/03939 and PCT/FR01/03940 and French Search Reports in FR 0016161 and FR 0016164, which

were previously submitted. This document is believed to be related to U.S. Patent No. 6,254,877 B1, which was previously submitted.

24. **EP 0 943 340 A1** - An abstract of the disclosure of this document can be found in the English language Derwent Abstract, which was previously submitted.

25. **EP 0 958 811 A1** - An abstract of the disclosure of this document can be found in the English language Derwent Abstract, which was previously submitted. This document was identified on the International Search Report in PCT/FR01/01958 and French Search Report in FR 0008084, which were previously submitted.

26. **EP 0 959 066 A2** - An abstract of the disclosure of this document can be found in the English language Derwent Abstract, which was previously submitted. This document is believed to be related to U.S. Patent No. 6,165,971, which was previously submitted.

27. **EP 0 959 091 A1** - An abstract of the disclosure of this document can be found in the English language Derwent Abstract, which was previously submitted. This document was identified on the International Search Report in PCT/FR01/01958 and French Search Report in FR 0008084, which were previously submitted. This document is believed to be related to U.S. Patent Application Publication No. US 2002/0119171 A1, which was previously submitted.

28. **EP 0 976 390 A1** -An abstract of the disclosure of this document can be found in the English language Derwent Abstract, which was previously submitted. This document was identified on the International Search Report in PCT/FR01/03938 and French Search Report in FR 0016180, which were previously submitted. This

document is believed to be related to U.S. Patent Application Publication No. US 2001/0014313 A1, which was previously submitted.

29. **EP 1 002 514 A1** - An abstract of the disclosure of this document can be found in the English language Derwent Abstract, which was previously submitted. This document was identified on the French Search Report in FR 0100620, which was previously submitted. This document is believed to be related to U.S. Patent No. 6,203,807 B1, which was previously submitted.

30. **EP 1 031 342 A1** - An abstract of the disclosure of this document can be found in the English language Derwent Abstract, which was previously submitted. This document was identified on the International Search Report in PCT/US01/47459, which was previously submitted.

31. **EP 1 048 282 A1** - An abstract of the disclosure of this document can be found in the English language Derwent Abstract, which was previously submitted. This document was identified on the International Search Reports in PCT/FR01/03939 and PCT/FR01/03940 and French Search Reports in FR 0016161 and FR 0016164, which were previously submitted.

32. **EP 1 053 742 A1** - An abstract of the disclosure of this document can be found in the English language Derwent Abstract, which was previously submitted. This document was identified on the International Search Reports in PCT/IB00/02002, PCT/IB01/02786, and PCT/IB01/02820, which were previously submitted.

33. **EP 1 064 919 A1** - An abstract of the disclosure of this document can be found in the English language Derwent Abstract, which was previously submitted. This

document was identified on the International Search Report in PCT/FR02/00129 and French Search Report in FR 0100479, which were previously submitted.

34. **EP 1 064 920 A1** - An abstract of the disclosure of this document can be found in the English language Derwent Abstract, which was previously submitted. This document was identified on the International Search Report in PCT/FR02/00129 and French Search Report in FR 0100479, which were previously submitted. This document is believed to be related to U.S. Patent No. 6,482,400 B1, which was previously submitted.

35. **EP 1 066 814 A1** - An abstract of the disclosure of this document can be found in the English language Derwent Abstract, which was previously submitted. This document was identified on the International Search Reports in PCT/IB00/02002, PCT/IB01/02786, and PCT/IB01/02820, which were previously submitted. This document is believed to be related to U.S. Patent No. 6,491,931 B1, which was previously submitted.

36. **EP 1 068 854 A1** - An abstract of the disclosure of this document can be found in the English language Derwent Abstract, which was previously submitted. This document was identified on the International Search Report in PCT/FR01/03938 and French Search Report in FR 0016180, which were previously submitted. This document is believed to be related to U.S. Patent No. 6,372,235 B1, which was previously submitted.

37. **EP 1 068 855 A1** - An abstract of the disclosure of this document can be found in the English language Derwent Abstract, which was previously submitted. This document was identified on the International Search Reports in PCT/FR01/01958,

PCT/FR02/00194, PCT/IB01/02780, and PCT/IB01/02820 and French Search Reports in FR 0008084 and FR 0100620, which were previously submitted. This document is believed to be related to U.S. Patent No. 6,402,408 B1, which was previously submitted.

38. **EP 1 068 856 A1** - An abstract of the disclosure of this document can be found in the English language Derwent Abstract, which was previously submitted. This document was identified on the International Search Reports in PCT/FR02/00194, PCT/IB00/02000, PCT/IB00/02006, PCT/IB01/02780, PCT/IB01/02833, and PCT/US00/33596 and French Search Reports in FR 0114529 and FR 0114530, which were previously submitted.

39. **EP 1 086 945 A1** - An abstract of the disclosure of this document can be found in the English language Derwent Abstract, which was previously submitted. This document was identified on the International Search Report in PCT/FR01/03938 and French Search Report in FR 0016180, which were previously submitted.

40. **EP 1 090 627 A1** - An abstract of the disclosure of this document can be found in the English language Derwent Abstract, which was previously submitted. This document was identified on the International Search Report in PCT/IB01/02820, which was previously submitted.

41. **EP 1 114 636 A1** - An abstract of the disclosure of this document can be found in the English language Derwent Abstract, which was previously submitted. This document was identified on the International Search Reports in PCT/FR01/03938 and PCT/FR02/00194 and French Search Report in FR 0016180, which were previously submitted. This document is believed to be related to U.S. Patent Application Publication No. US 2001/0031280 A1, which was previously submitted.

42. **FR 1 529 329** - A certified English translation of this document was previously submitted. This document was identified on the International Search Report in PCT/IB01/02786, which was previously submitted.

43. **FR 2 232 303** - An abstract of the disclosure of this document can be found in the English language Derwent Abstract, which was previously submitted. This document was identified on the International Search Report in PCT/FR01/03939 and French Search Report in FR 0016164, which were previously submitted. This document is believed to be related to U.S. Patent No. 3,937,811, which was previously submitted.

44. **FR 2 674 126** - An abstract of the disclosure of this document can be found in the English language Derwent Abstract, which was previously submitted. This document was identified on the French Search Report in FR 0100620, which was previously submitted.

45. **FR 2 785 179** - An abstract of the disclosure of this document can be found in the English language Derwent Abstract, which was previously submitted. This document was identified on the International Search Reports in PCT/FR01/03939 and PCT/FR01/03940 and French Search Reports in FR 0016161 and FR 0016164, which were previously submitted.

46. **FR 2 796 270** - An Abstract of the disclosure of this document can be found in the English language Derwent Abstract, which was previously submitted. This document is believed to be related to U.S. Patent No. 6,402,408 B1, which was previously submitted.

47. **FR 2 796 271** - An Abstract of the disclosure of this document can be found in the English language Derwent Abstract, which was previously submitted. This document is the French Priority Application for co-pending U.S. Patent Application Serial No. 09/618,066

48. **FR 2 796 272** - An abstract of the disclosure of this document can be found in the English language Derwent Abstract, which was previously submitted. This document is believed to be related to FR 2 796 271, which is the French Priority Application for co-pending U.S. Patent Application Serial No. 09/618,066 and is submitted herewith.

49. **FR 2 796 273** - An abstract of the disclosure of this document can be found in the English language Derwent Abstract, which was previously submitted. This document is believed to be related to U.S. Patent No. 6,402,408 B1, which was previously submitted.

50. **FR 2 796 276** - An abstract of the disclosure of this document can be found in the English language Derwent Abstract, which was previously submitted. This document is believed to be related to U.S. Patent No. 6,372,235 B1, which was previously submitted.

51. **FR 2 802 806** - An abstract of the disclosure of this document can be found in the English language Derwent Abstract, which was previously submitted. This document is believed to be related to WO 02/055030 A2, which was previously submitted.

52. **FR 2 804 017** - An abstract of the disclosure of this document can be found in the English language Derwent Abstract, which was previously submitted. This

document is believed to be related to U.S. Patent Application Publication No. US 2001/0031280 A1, which was previously submitted.

53. **FR 2 804 018** - An abstract of the disclosure of this document can be found in the English language Derwent Abstract, which was previously submitted. This document is believed to be related to WO 01/52799 A1, which is submitted herewith.

54. **FR 2 810 562** - An abstract of the disclosure of this document can be found in the English language Derwent Abstract, which was previously submitted. This document is believed to be related to WO 01/97773 A1, which is submitted herewith.

55. **FR 2 811 225** - An abstract of the disclosure of this document can be found in the English language Derwent Abstract, which was previously submitted. This document is believed to be related to U.S. Patent No. 6,432,391 B1, which was previously submitted.

56. **FR 2 811 552** - An abstract of the disclosure of this document can be found in the English language Derwent Abstract, which is submitted herewith. This document is believed to be related to U.S. Patent Application Publication No. US 2002/0150602 A1, which was previously submitted, and U.S. Patent No. 6,726,917 B2.

57. **FR 2 816 506** - An abstract of the disclosure of this document can be found in the English language Derwent Abstract, which was previously submitted. This document was identified on the International Search Reports in PCT/IB01/02780 and PCT/US01/47497, which were previously submitted.

58. **FR 2 817 739** - An abstract of the disclosure of this document can be found in the English language Derwent Abstract, which was previously submitted. This

document is believed to be related to U.S. Patent Application Publication No. US 2003/0026772 A1, which was previously submitted.

59. **FR 2 817 740** - An abstract of the disclosure of this document can be found in the English language Derwent Abstract, which was previously submitted. This document is believed to be related to U.S. Patent Application Publication No. US 2003/0044367 A1, which was previously submitted.

60. **FR 2 817 743** - An abstract of the disclosure of this document can be found in the English language Derwent Abstract, which is submitted herewith. This document is believed to be related to U.S. Patent Application Publication No. US 2002/0189030 A1, which was previously submitted.

61. **FR 2 819 399** - An abstract of the disclosure of this document can be found in the English language Derwent Abstract, which was previously submitted. This document is believed to be related to U.S. Patent Application Publication No. US 2002/0172696 A1, which was previously submitted.

62. **FR 2 819 400** - An abstract of the disclosure of this document can be found in the English language Derwent Abstract, which was previously submitted. This document is believed to be related to WO 02/055031 A1, which is submitted herewith.

63. **FR 2 819 402** - An abstract of the disclosure of this document can be found in the English language Derwent Abstract, which was previously submitted. This document is believed to be related to U.S. Patent Application Publication No. US 2002/0192168 A1, which was previously submitted.

64. **JP 02/200612** - An abstract of the disclosure of this document can be found in the English language Derwent Abstract, which was previously submitted. This

document is believed to be related to EP 0 370 470 B1 and CA 2,003,346, which were previously submitted.

65. **JP 04/346909** - An abstract of the disclosure of this document can be found in the English language Derwent Abstract, which was previously submitted. This document was identified on the International Search Report in PCT/FR01/03937, which was previously submitted.

66. **JP 09/255560** - An abstract of the disclosure of this document can be found in the English language Derwent Abstract, which was previously submitted.

67. **JP 10/007527** - An abstract of the disclosure of this document can be found in the English language Derwent Abstract, which was previously submitted. This document can is believed to be related to U.S. Patent No. 5,667,770, which was previously submitted.

68. **JP 10/120903** - An abstract of the disclosure of this document can be found in the English language Derwent Abstract, which was previously submitted.

69. **JP 10/212213** - An abstract of the disclosure of this document can be found in the English language Derwent Abstract, which was previously submitted.

70. **JP 10/259344** - This document was identified on the International Search Report in PCT/FR02/00129 and French Search Report in FR 0100620, which were previously submitted. Furthermore, an abstract of the disclosure of this document can be found in the English language Derwent Abstract, which was previously submitted, and which abstract was identified on the International Search Report in PCT/FR02/00144 and French Search Report in FR 0100623, also submitted previously.

71. **JP 11/106216** - An abstract of the disclosure of this document can be found in the English language Derwent Abstract, which was previously submitted. This document was identified on the International Search Report in PCT/FR01/03938 and French Search Report in FR 0016180, which were previously submitted.

72. **JP 11/335228** - An abstract of the disclosure of this document can be found in the English language Derwent Abstract, which was previously submitted.

73. **JP 11/335242** - An abstract of the disclosure of this document can be found in the English language Derwent Abstract, which was previously submitted.

74. **JP 11/335254** - An abstract of the disclosure of this document can be found in the English language Derwent Abstract, which was previously submitted.

75. **JP 2/127568** - An abstract of the disclosure of this document can be found in the English language Derwent Abstract, which was previously submitted.

76. **JP 2/216279** - An abstract of the disclosure of this document can be found in the English language Derwent Abstract, which was previously submitted.

77. **JP 2000038314 A** - An abstract of the disclosure of this document can be found in the English language Derwent Abstract, which was previously submitted.

78. **JP 2000038316 A** - An abstract of the disclosure of this document can be found in the English language Derwent Abstract, which was previously submitted. This document is believed to be related to EP 0 958 805 A2, which was previously submitted.

79. **JP 2000038317 A** - An abstract of the disclosure of this document can be found in the English language Derwent Abstract, which was previously submitted. This

document is believed to be related to EP 0 958 805 A2, which was previously submitted.

80. **JP 2000038321 A** - An abstract of the disclosure of this document can be found in the English language Derwent Abstract, which was previously submitted.

81. **JP 2000086427 A** - An abstract of the disclosure of this document can be found in the English language Derwent Abstract, which was previously submitted. The document is believed to be related to EP 0 958 804 A2, which was previously submitted.

82. **JP 2000086429 A** - An abstract of the disclosure of this document can be found in the English language Derwent Abstract, which was previously submitted.

83. **JP 2000086438 A** - An abstract of the disclosure of this document can be found in the English language Derwent Abstract, which was previously submitted.

84. **JP 3/014683** - An abstract of the disclosure of this document can be found in the English language Derwent Abstract, which was previously submitted.

85. **JP 50/58242** - An abstract of the disclosure of this document can be found in the English language Derwent Abstract for JP 78 043577, which is submitted herewith.

86. **JP 53/043577** - An abstract of the disclosure of this document can be found in the English language abstract from Patent Abstracts of Japan submitted herewith. This document was identified on the International Search Reports in PCT/IB00/02002 and PCT/IB01/02786, which were previously submitted.

87. **JP 56/123909** - An abstract of the disclosure of this document can be found in the English language abstract from Patent Abstracts of Japan submitted herewith. This

document was identified on the International Search Report in PCT/IB01/02786, which was previously submitted.

88. **JP 56/166276** - This document was identified on the International Search Report in PCT/FR02/00129 and French Search Report in FR 0100620, which were previously submitted. Furthermore, an abstract of the disclosure of this document can be found in the English language abstract from Patent Abstracts of Japan, which is submitted herewith and which abstract was identified on the International Search Report in PCT/FR02/00144 and French Search Report in FR 0100623, which were previously submitted.

89. **JP 61/065809** - An abstract of the disclosure of this document can be found in the English language Derwent Abstract submitted herewith. This document was identified on the French Search Report in FR 0100620, which was previously submitted.

90. **JP 62/061911** - An abstract of the disclosure of this document can be found in the English language Derwent Abstract, which was previously submitted. This document was identified on the French Search Report in FR 0100620, which was previously submitted.

91. **JP 7/179795** - An abstract of the disclosure of this document can be found in the English language Derwent Abstract, which was previously submitted.

92. **JP 7/267827** - An abstract of the disclosure of this document can be found in the English language Derwent Abstract, which was previously submitted. This document was identified on the International Search Reports in PCT/IB00/02002 and PCT/IB01/02786, which were previously submitted.

93. **JP 8/225316** - An abstract of the disclosure of this document can be found in the English language Derwent Abstract, which was previously submitted. This document was identified on the International Search Report in PCT/FR01/03938 and French Search Report in FR 0016180, which were previously submitted.

94. **JP 9/20631** - An abstract of the disclosure of this document can be found in the English language Derwent Abstract, which was previously submitted.

95. **JP 9/295922** - An abstract of the disclosure of this document can be found in the English language Derwent Abstract submitted herewith.

96. **WO 00/27350** - An English language Abstract of this document can be found on the front of this document. This document was identified on the International Search Report in PCT/US01/47454, which was previously submitted.

97. **WO 01/52799 A1** - An English language Abstract of this document can be found on the front of this document. This document was identified on the International Search Reports in PCT/FR02/00194, PCT/US01/47459, and PCT/US01/47499, which were previously submitted.

98. **WO 01/97773 A1** - An English language Abstract of this document can be found on the front of this document. An abstract of the disclosure of this document can also be found in the English language Derwent Abstract, which is submitted herewith. This document is believed to be related to U.S. Patent Application Publication No. US 2003/0161807 A1.

99. **WO 02/055031 A1** - An English language Abstract of this document can be found on the front of this document. This document is the believed to be related to

FR 2 819 600, which is the French Priority Application for co-pending U.S. Patent Application Serial No. 10/466,166 and is submitted herewith.

100. **WO 02/056845 A1** - An English language Abstract of this document can be found on the front of this document. This document was identified on the International Search Report in PCT/IB01/02780, which was previously submitted.

101. **WO 02/056847 A1** - An English language Abstract of this document can be found on the front of this document. An abstract of the disclosure of this document can also be found in the English language Derwent Abstract, which is submitted herewith. This document is believed to be related to U.S. Patent Application Publication No. US 2002/0172696 A1, which was previously submitted.

102. **WO 02/056848 A1** - An English language Abstract of this document can be found on the front of this document. An abstract of the disclosure of this document can also be found in the English language Derwent Abstract, which is submitted herewith. This document is believed to be related to U.S. Patent Application Publication No. US 2002/0192168 A1, which was previously submitted.

103. **WO 02/47605 A2** - An English language Abstract of this document can be found on the front of this document. This document is believed to be related to U.S. Patent Application Publication No. US 2003/0044367 A1, which was previously submitted.

104. **WO 02/47622 A2** - An English language Abstract of this document can be found on the front of this document. An abstract of the disclosure of this document can also be found in the English language Derwent Abstract, which is submitted herewith.

This document is believed to be related to U.S. Patent Application Publication No. US 2002/0168335 A1, which was previously submitted.

105. **WO 02/47627 A1** - An English language Abstract of this document can be found on the front of this document. This document is believed to be related to U.S. Patent Application Publication No. US 2003/0026772 A1, which was previously submitted.

106. **WO 02/47629 A1** - An English language Abstract of this document can be found on the front of this document. An abstract of the disclosure of this document can also be found in the English language Derwent Abstract, which is submitted herewith. This document is believed to be related to U.S. Patent Application Publication No. US 2002/0189030 A1, which was previously submitted.

107. **WO 02/47630 A1** - An English language Abstract of this document can be found on the front of this document. An abstract of the disclosure of this document can also be found in the English language Derwent Abstract, which is submitted herewith. This document is believed to be related to U.S. Patent Application Publication No. US 2003/0012764 A1, which was previously submitted.

108. **WO 86/04916** - An English language Abstract of this document can be found on the front of this document. An abstract of the disclosure of this document can also be found in the English language Derwent Abstract, which is submitted herewith. This document is believed to be related to U.S. Patent No. 5,268,029.

109. **WO 91/12793** - An English language Abstract of this document can be found on the front of this document. This document was identified on the International Search

Report in PCT/FR01/03939 and French Search Report in FR 0016164, which were previously submitted.

110. **WO 94/21233** - An English language Abstract of this document can be found on the front of this document. This document is believed to be related to U.S. Patent No. 5,612,043, which was previously submitted. This document was identified on the International Search Report in PCT/FR02/00194, which was previously submitted.

111. **WO 95/15741** - An English language abstract of this foreign language document can be found on the front of this document. This document was identified on the International Search Reports in PCT/FR01/03939 and PCT/FR01/03940 and French Search Reports in FR 0016161 and FR 0016164, which were previously submitted. This document is believed to be related to U.S. Patent No. 5,866,149, which was previously submitted.

112. **WO 95/33000** - An English language Abstract of this document can be found on the front of this document. This document is believed to be related to U.S. Patent No. 5,747,625, which was previously submitted.

113. **WO 98/22078** - An English language Abstract of this document can be found on the front of this document. This document was identified on the International Search Report in PCT/FR01/03726, which was previously submitted. This document is believed to be related to U.S. Patent No. 6,171,347.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Office applies any of the documents as prior art against any claim in the application and Applicant determines that the cited documents do not constitute "prior art" under United States law, Applicant reserves the right to present to the Office the relevant facts and law regarding the appropriate status of such documents.

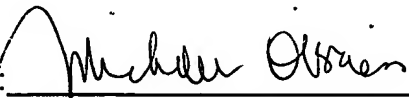
Applicant further reserves the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

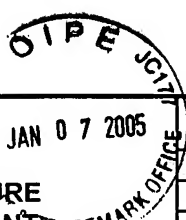
If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: January 7, 2005

By: 
Michelle E. O'Brien
Reg. No. 46,203



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INFORMATION DISCLOSURE
STATEMENT BY APPLICANT

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Application Number	10/047,987
Filing Date	January 17, 2002
First Named Inventor	Véronique FERRARI
Art Unit	1615
Examiner Name	J. Venkat
Attorney Docket Number	05725.1020-00000

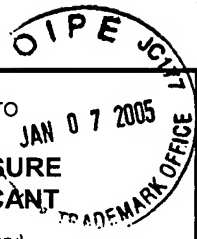
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Art Unit	1615
Examiner Name	J. Venkat
Attorney Docket Number	05725.1020-00000

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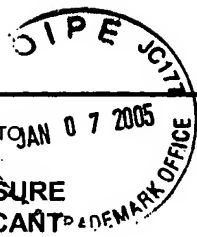
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		US 2003/0161848 A1	8/28/2003	Ferrari et al.	
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		DE 195 43 988 A1	5/28/1997	Germany		Abstract
		DE 197 07 309 A1	8/13/1998	Germany		Abstract
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Application Number	10/047,987
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First Named Inventor	Véronique FERRARI
Art Unit	1615
Examiner Name	J. Venkat
Attorney Docket Number	05725.1020-00000

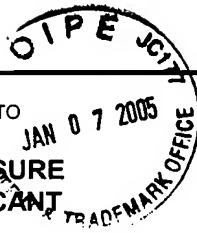
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Application Number	10/047,987
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Art Unit	1615
Examiner Name	J. Venkat
Attorney Docket Number	05725.1020-00000

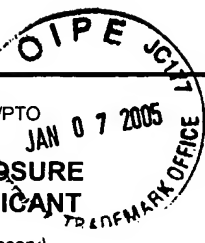
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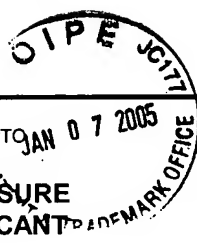
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		Country Code ³ Number ⁴ Kind Code ⁵ (if known)				
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Art Unit	1615
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Attorney Docket Number	05725.1020-00000

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NON PATENT LITERATURE DOCUMENTS			
Examiner Initials	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	Translation ⁶
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		Co-Pending Application No. 09/618,032; issued as U.S. Patent No. 6,402,408 on June 11, 2002, Attorney Docket No. 5725.0659-00 Title: COMPOSITION CONTAINING A LIQUID FATTY PHASE GELLED WITH A POLYAMIDE CONTAINING ESTER END GROUPS Inventor: Véronique FERRARI U.S. Filing Date: July 17, 2000	
		Co-Pending Application No. 09/618,066; Attorney Docket No. 5725.0656-00 Title: COMPOSITIONS IN RIGID FORM STRUCTURED WITH A POLYMER Inventors: Véronique FERRARI and Pascal SIMON U.S. Filing Date: July 17, 2000	
		Co-Pending Application No. 09/685,577; Attorney Docket No. 5725.0656-01 Title: COMPOSITIONS IN RIGID FORM STRUCTURED WITH A POLYMER Inventors: Véronique FERRARI and Pascal SIMON U.S. Filing Date: October 11, 2000	
		Co-Pending Application No. 09/685,578; Attorney Docket No. 5725.0659-01 Title: COMPOSITION CONTAINING A LIQUID FATTY PHASE GELLED WITH A POLYAMIDE CONTAINING ESTER END GROUPS Inventor: Véronique FERRARI U.S. Filing Date: CIP filed October 11, 2000	
		Co-Pending Application No. 09/733,896; Attorney Docket No. 5725.0806-00 Title: COMPOSITIONS CONTAINING HETEROPOLYMERS AND OIL-SOLUBLE POLYMERS AND METHODS OF USING SAME Inventors: Carlos PINZON and Paul THAU U.S. Filing Date: December 12, 2000	
		Co-Pending Application No. 09/733,897; Attorney Docket No. 5725.0809-00 Title: COMPOSITIONS CONTAINING HETEROPOLYMERS AND METHODS OF USING SAME Inventors: Carlos PINZON and Paul THAU U.S. Filing Date: December 12, 2000	
		Co-Pending Application No. 09/733,898; Attorney Docket No. 5725.0808-00 Title: COMPOSITIONS CONTAINING HETEROPOLYMERS AND OIL-SOLUBLE ESTERS AND METHODS OF USING SAME Inventors: Carlos PINZON and Paul THAU U.S. Filing Date: December 12, 2000	
		Co-Pending Application No. 09/733,899; Attorney Docket No. 5725.0594-00 Title: COSMETIC COMPOSITIONS CONTAINING AT LEAST ONE HETERO POLYMER AND AT LEAST ONE FILM-FORMING SILICONE RESIN AND METHODS OF USING Inventors: Mohamed KANJI et al. U.S. Filing Date: December 12, 2000	
		Co-Pending Application No. 09/733,900; Attorney Docket No. 5725.0595-00 Title: COSMETIC COMPOSITIONS CONTAINING HETEROPOLYMERS AND OIL-SOLUBLE CATIONIC SURFACTANTS AND METHODS OF USING Inventors: Carlos PINZON and Paul THAU U.S. Filing Date: December 12, 2000	

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IDS Form PTO/SB/08: Substitute for form 1449A/PTO

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

Complete if Known

Application Number	10/047,987
Filing Date	January 17, 2002
First Named Inventor	Véronique FERRARI
Art Unit	1615
Examiner Name	J. Venkat
Attorney Docket Number	05725.1020-00000

Sheet 8 of 14

NON PATENT LITERATURE DOCUMENTS

Examiner Initials ⁷	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	Translation ⁶
		Co-Pending Application No. 09/749,036; Attorney Docket No. 5725.0832-00 Title: COMPOSITION COMPRISING AT LEAST ONE HETERO POLYMER AND AT LEAST ONE PASTY FATTY SUBSTANCE AND METHODS FOR USE Inventors: Véronique FERRARI et al. U.S. Filing Date: December 28, 2000	
		Co-Pending Application No. 09/899,909, issued as U.S. Patent No. 6,432,391 on August 13, 2002, Attorney Docket No. 5725.0920-00-000 Title: TRANSPARENT SCENTED SOLID COSMETIC COMPOSITION U.S. Filing Date: July 9, 2001	
		Co-Pending Application No. 09/937,314; Attorney Docket No. 5725.0932-00-000 Title: TRANSFER-FREE COMPOSITION STRUCTURED IN THE STIFF FORM BY A POLYMER U.S. Filing Date: September 24, 2001	
		Co-Pending Application No. 09/971,028, issued as U.S. Patent No. 6,716,420 on April 6, 2004; Attorney Docket No. 5725.0895-00-000 Title: METHODS OF DISPERSING AT LEAST ONE COLORING AGENT USING AT LEAST ONE HETEROPOLYMER U.S. Filing Date: October 5, 2001	
		Co-Pending Application No. 10/012,029; Attorney Docket No. 5725.1003-00-000 Title: COSMETIC COMPOSITION COMPRISING A POLYMER BLEND U.S. Filing Date: December 11, 2001	
		Co-Pending Application No. 10/012,051; Attorney Docket No. 5725.1004-00-000 Title: USE OF A POLYMER FOR OBTAINING AN EXPRESS MAKE-UP OF KERATIN MATERIALS U.S. Filing Date: December 11, 2001	
		Co-Pending Application No. 10/012,052; Attorney Docket No. 5725.1005-00-000 Title: COSMETIC COMPOSITION COMPRISING A WAX AND A POLYMER U.S. Filing Date: December 11, 2001	
		Co-Pending Application No. 10/046,568; Attorney Docket No. 5725.1018-00-000 Title: NAIL POLISH COMPOSITION COMPRISING A POLYMER U.S. Filing Date: January 16, 2002	
		Co-Pending Application No. 10/129,377; Attorney Docket No. 5725.0819-01-000 Title: COMPOSITIONS STRUCTURED WITH A POLYMER CONTAINING A HETEROATOM AND AN ORGANOGELATOR U.S. Filing Date: May 3, 2002	
		Co-Pending Application No. 10/182,830; Attorney Docket No. 05725.0795-01 Title: COSMETIC COMPOSITION COMPRISING HETERO POLYMERS AND A SOLID SUBSTANCE AND METHOD OF USING SAME U.S. Filing Date: August 2, 2002	
		Co-Pending Application No. 10/198,931, Attorney Docket No. 5725.0896-00-000 Title: COMPOSITIONS COMPRISING AT LEAST ONE HETEROPOLYMER AND FIBERS, AND METHODS OF USING THE SAME U.S. Filing Date: July 22, 2002	
		Co-Pending Application No. 10/203,018; Attorney Docket No. 05725.0816-01 Title: COMPOSITION COMPRISING AT LEAST ONE HETERO POLYMER AND AT LEAST ONE INERT FILLER AND METHODS FOR USE U.S. Filing Date: August 5, 2002	
		Co-Pending Application No. 10/203,254; Attorney Docket No. 05725.0817-01 Title: COSMETIC COMPOSITIONS CONTAINING AT LEAST ONE HETEROPOLYMER AND AT LEAST ONE GELLING AGENT AND METHODS OF USING THE SAME U.S. Filing Date: August 7, 2002	
		Co-Pending Application No. 10/203,374, Attorney Docket No. 6028.0019-00-000 Title: METHOD FOR MAKING A COLOURED MAKE-UP COSMETIC COMPOSITION WITH CONTROLLED TRANSMITTANCE U.S. Filing Date: August 9, 2002	
		Co-Pending Application No. 10/203,375, Attorney Docket No. 6028.0018-00-000 Title: TRANSPARENT OR TRANSLUCENT COLORED COSMETIC COMPOSITION U.S. Filing Date: August 9, 2002	
		Co-Pending Application No. 10/312,083, Attorney Docket No. 5725.1187-00-000 Title: SOLID EMULSION CONTAINING A LIQUID FATTY PHASE STRUCTURED WITH A POLYMER U.S. Filing Date: December 23, 2002	

Examiner Signature		Date Considered	
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First Named Inventor	Véronique FERRARI
Art Unit	1615
Examiner Name	J. Venkat
Attorney Docket Number	05725.1020-00000

Sheet	9	of	14
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		Co-Pending Application No. 10/413,217, Attorney Docket No. 5725.0895-01000 Title: METHODS OF DISPERSING AT LEAST ONE COLORING AGENT USING AT LEAST ONE HETEROPOLYMER U.S. Filing Date: April 15, 2003	
		Co-Pending Application No. 10/450,108, Attorney Docket No. 5725.1198-00-000 Title: COSMETIC COMPOSITION COMPRISING A POLYMER AND FIBRES U.S. Filing Date: June 11, 2003	
		Co-Pending Application No. 10/459,636, Attorney Docket No. 5725.1336-00-000 Title: COSMETIC EMULSIONS CONTAINING AT LEAST ONE HETERO POLYMER AND AT LEAST ONE SUNSCREEN AND METHODS OF USING THE SAME U.S. Filing Date: June 12, 2003	
		Co-Pending Application No. 10/466,166, Attorney Docket No. 5725.1228-00-000 Title: COSMETIC COMPOSITION COMPRISING A MIXTURE OF POLYMERS U.S. Filing Date: July 14, 2003	
		Co-Pending Application No. 10/618,315, Attorney Docket No. 5725.1337-00-000 Title: COSMETIC COMPOSITIONS COMPRISING A STRUCTURING AGENT, SILICONE POWDER AND SWELLING AGENT U.S. Filing Date: July 11, 2003	
		Co-Pending Application No. 10/746,612, Attorney Docket No. 5725.1338-01-000 Title: COSMETIC COMPOSITIONS COMPRISING A STRUCTURING AGENT, SILICONE POWDER AND SWELLING AGENT U.S. Filing Date: December 22, 2003	
		Co-Pending Application No. 10/747,412, Attorney Docket No. 5725.1338-02-000 Title: COSMETIC EMULSIONS CONTAINING AT LEAST ONE HETERO POLYMER AND AT LEAST ONE SUNSCREEN AND METHODS OF USING THE SAME U.S. Filing Date: December 22, 2003	
		Co-Pending Application No. 10/787,440, Attorney Docket No. 5725.0816-02-000 Title: COMPOSTITION COMPRISING AT LEAST ONE HETERO POLYMER AND AT LEAST ONE INERT FILLER AND METHODS FOR USE U.S. Filing Date: February 27, 2004	
		Co-Pending Application No. 10/787,441, Attorney Docket No. 5725.0795-02-000 Title: COSMETIC COMPOSITION COMPRISING HETERO POLYMERS AND A SOLID SUBSTANCE AND METHOD OF USING SAME U.S. Filing Date: February 27, 2004	
		Co-Pending Application No. 10/699,780, Attorney Docket No. 5725.0895-02 Title: METHODS OF DISPERSING AT LEAST ONE COLORING AGENT USING AT LEAST ONE HETEROPOLYMER U.S. Filing Date: November 4, 2003.	
		Co-Pending Application No. 10/918,579, Attorney Docket No. 05725.0808-02 Title: COMPOSITIONS CONTAINING HETEROPOLYMERS AND OILSOLUBLE ESTERS AND METHODS OF USING SAME U.S. Filing Date: August 16, 2004.	
		Co-Pending Application No. 10/990,475, Attorney Docket No. 05725.1004-01 Title: USE OF A POLYMER FOR OBTAINING AN EXPRESS MAKE-UP OF KERATIN MATERIALS U.S. Filing Date: November 18, 2004	
		Co-Pending Application No. 10/933,430, Attorney Docket No. 05725.1003-01 Title: COSMETIC COMPOSITION COMPRISING A POLYMER BLEND U.S. Filing Date: November 22, 2004	
		Co-Pending Application No. 10/933,431, Attorney Docket No. 05725.0932-01 Title: A TRANSFER-FREE COMPOSITION STRUCTURED IN RIGID FORM BY A POLYMER U.S. Filing Date: November 22, 2004	
		Co-Pending Application No. Not Yet Assigned, Attorney Docket No. 05725.1378-00 Title: COSMETIC COMPOSITION COMPRISING TWO DIFFERENT HETERO POLYMERS AND METHOD OF USING SAME U.S. Filing Date: December 23, 2004	
		English Language abstract of JP 53/043577 from Patent Abstracts of Japan	

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Art Unit	1615
Examiner Name	J. Venkat
Attorney Docket Number	05725.1020-00000

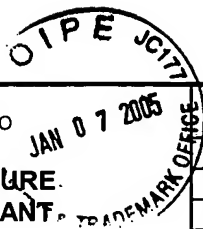
Sheet 10 of 14

NON PATENT LITERATURE DOCUMENTS

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		English Language abstract of JP 56/123909 from Patent Abstracts of Japan	
		English Language abstract of JP 56/166276 from Patent Abstracts of Japan	
		English language DERWENT abstract of JP 78/043577	
		English language DERWENT abstract of JP 61/065809	
		English language DERWENT abstract of JP 9/295922	
		English language DERWENT abstract of WO 01/97773 A1	
		English language DERWENT abstract of WO 02/056847 A1	
		English language DERWENT abstract of WO 02/056848 A1	
		English language DERWENT abstract of WO 02/47622 A2	
		English language DERWENT abstract of WO 02/47629 A1	
		English language DERWENT abstract of WO 02/47630 A1	
		English language DERWENT abstract of WO 86/04916	
		Estee Lauder MagnaScopic Maximum Volume mascara product packaging, believed to have first been sold in 2003	
		Estee Lauder's Response to Plaintiff's First Set of Interrogatories (Nos. 1-6), dated September 27, 2004, in the on-going litigation <i>L'Oreal S.A., et al. v. The Estee Lauder Companies Inc. et al.</i> , Civil Action No. 04-1660 (D.N.J.).	
		Office Action in co-pending Application No. 09/618,066 (Attorney Docket No. 05725.0656-00) dated July 15, 2002 (Ex. Sheikh)	
		Office Action in co-pending Application No. 09/618,066 (Attorney Docket No. 05725.0656-00) dated July 16, 2003 (Ex. Sheikh)	
		Office Action in co-pending Application No. 09/618,066 (Attorney Docket No. 05725.0656-00) dated November 19, 2003 (Ex. Sheikh)	
		Office Action in co-pending Application No. 09/685,577 (Attorney Docket No. 05725.0656-01) dated August 11, 2004 (Ex. Venkat)	
		Office Action in co-pending Application No. 09/685,577 (Attorney Docket No. 05725.0656-01) dated July 15, 2002 (Ex. Sheikh)	
		Office Action in co-pending Application No. 09/685,577 (Attorney Docket No. 05725.0656-01) dated July 16, 2003 (Ex. Sheikh)	
		Office Action in co-pending Application No. 09/685,577 (Attorney Docket No. 05725.0656-01) dated November 19, 2003 (Ex. Sheikh)	
		Office Action in co-pending Application No. 09/685,578 (Attorney Docket No. 05725.0659-01) dated August 11, 2004 (Ex. Pryor)	
		Office Action in co-pending Application No. 09/685,578 (Attorney Docket No. 05725.0659-01) dated May 7, 2003 (Ex. Pryor)	
		Office Action in co-pending Application No. 09/685,578 (Attorney Docket No. 05725.0659-01) dated November 19, 2003 (Ex. Pryor)	

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First Named Inventor	Véronique FERRARI
Art Unit	1615
Examiner Name	J. Venkat
Attorney Docket Number	05725.1020-00000

Sheet 11 of 14

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		Office Action in co-pending Application No. 09/733,896 (Attorney Docket No. 05725.0806) dated January 28, 2003 (Ex. Rajguru)	
		Office Action in co-pending Application No. 09/733,896 (Attorney Docket No. 05725.0806) dated July 19, 2002 (Ex. Rajguru)	
		Office Action in co-pending Application No. 09/733,896 (Attorney Docket No. 05725.0806) dated November 18, 2003 (Ex. Rajguru)	
		Office Action in co-pending Application No. 09/733,897 (Attorney Docket No. 05725.0809) dated April 15, 2002 (Ex. Berman)	
		Office Action in co-pending Application No. 09/733,897 (Attorney Docket No. 05725.0809) dated April 23, 2003 (Ex. Wells)	
		Office Action in co-pending Application No. 09/733,897 (Attorney Docket No. 05725.0809) dated August 29, 2002 (Ex. Berman)	
		Office Action in co-pending Application No. 09/733,897 (Attorney Docket No. 05725.0809) dated May 6, 2004 (Ex. Yu)	
		Office Action in co-pending Application No. 09/733,898 (Attorney Docket No. 05725.0808) dated April 29, 2003 (Ex. Yoon)	
		Office Action in co-pending Application No. 09/733,898 (Attorney Docket No. 05725.0808) dated August 28, 2002 (Ex. Yoon)	
		Office Action in co-pending Application No. 09/733,898 (Attorney Docket No. 05725.0808) dated December 23, 2003 (Ex. Yoon)	
		Office Action in co-pending Application No. 09/733,899 (Attorney Docket No. 05725.0594) dated April 7, 2004 (Ex. Lamm)	
		Office Action in co-pending Application No. 09/733,899 (Attorney Docket No. 05725.0594) dated April 9, 2003 (Ex. Lamm)	
		Office Action in co-pending Application No. 09/733,899 (Attorney Docket No. 05725.0594) dated September 22, 2004 (Ex. Venkat)	
		Office Action in co-pending Application No. 09/733,900 (Attorney Docket No. 05725.0595) dated April 7, 2004 (Ex. Lamm)	
		Office Action in co-pending Application No. 09/733,900 (Attorney Docket No. 05725.0595) dated July 16, 2003 (Ex. Lamm)	
		Office Action in co-pending Application No. 09/733,900 (Attorney Docket No. 05725.0595) dated December 1, 2004 (Ex. Venkat)	
		Office Action in co-pending Application No. 09/749,036 (Attorney Docket No. 05725.0832) dated August 13, 2003 (Ex. Howard)	
		Office Action in co-pending Application No. 09/749,036 (Attorney Docket No. 05725.0832) dated July 16, 2002 (Ex. Howard)	
		Office Action in co-pending Application No. 09/749,036 (Attorney Docket No. 05725.0832) dated May 5, 2004 (Ex. Howard)	
		Office Action in co-pending Application No. 09/899,909 (Attorney Docket No. 05725.0920) dated December 18, 2001 (Ex. Dodson)	
		Office Action in co-pending Application No. 09/937,314 (Attorney Docket No. 05725.0932) dated May 19, 2004 (Ex. Venkat)	

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		Office Action in co-pending Application No. 09/971,028 (Attorney Docket No. 05725.0895-00) dated August 11, 2003 (Ex. Wang)	
		Office Action in co-pending Application No. 09/971,028 (Attorney Docket No. 05725.0895-00) dated March 26, 2003 (Ex. Wang)	
		Office Action in co-pending Application No. 10/012,029 (Attorney Docket No. 05725.1003) dated November 20, 2002 (Ex. Venkat)	
		Office Action in co-pending Application No. 10/012,029 (Attorney Docket No. 05725.1003) dated September 08, 2003 (Ex. Venkat)	
		Office Action in co-pending Application No. 10/012,051 (Attorney Docket No. 05725.1004) dated January 14, 2003 (Ex. Venkat)	
		Office Action in co-pending Application No. 10/012,051 (Attorney Docket No. 05725.1004) dated May 14, 2004 (Ex. Venkat)	
		Office Action in co-pending Application No. 10/012,051 (Attorney Docket No. 05725.1004) dated October 3, 2003 (Ex. Venkat)	
		Office Action in co-pending Application No. 10/012,052 (Attorney Docket No. 05725.1005) dated November 6, 2003 (Ex. Wells)	
		Office Action in co-pending Application No. 10/012,052 (Attorney Docket No. 05725.1005-00) dated August 9, 2004 (Ex. Wells)	
		Office Action in co-pending Application No. 10/046,568 (Attorney Docket No. 05725.1018) dated December 30, 2003 (Ex. Venkat)	
		Office Action in co-pending Application No. 10/046,568 (Attorney Docket No. 05725.1018) dated June 12, 2003 (Ex. Venkat)	
		Office Action in co-pending Application No. 10/046,568 (Attorney Docket No. 05725.1018) dated November 5, 2002 (Ex. Venkat)	
		Office Action in co-pending Application No. 10/046,568 (Attorney Docket No. 05725.1018) dated September 22, 2004 (Ex. Venkat)	
		Office Action in co-pending Application No. 10/182,830 (Attorney Docket No. 05725.1073-00) dated August 24, 2004 (Ex. Venkat)	
		Office Action in co-pending Application No. 10/198,931 (Attorney Docket No. 05725.0896) dated December 18, 2003 (Ex. Venkat)	
		Office Action in co-pending Application No. 10/198,931 (Attorney Docket No. 05725.0896-00) dated September 1, 2004 (Ex. Venkat)	
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		Office Action in co-pending Application No. 10/413,217 (Attorney Docket No. 05725.0895-01) dated September 9, 2004 (Ex. Venkat)	
		Office Action in co-pending Application No. 10/699,780 (Attorney Docket No. 05725.0895-02) dated September 22, 2004 (Ex. Venkat)	
		Office Action in co-pending Application No. 10/746,612 (Attorney Docket No. 05715.1338-01) dated September 20, 2004 (Ex. Venkat)	

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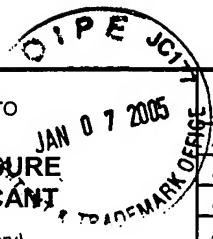
Sheet	13	of	14
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		Office Action in co-pending Application No. 10/787,440 (Attorney Docket No. 05725.0816-02) dated August 24, 2004 (Ex. Venkat)	
		Origins Full Story™ Lush lash mascara product packaging, believed to have first been sold in 2003.	
		PCT Application No. PCT/FR01/03962; Attorney Docket No. 5725.0816-01-0304 Title: COMPOSITION COMPRISING AT LEAST ONE HETEROPOLYMER AND AT LEAST ONE INERT FILLER AND METHODS FOR USE Inventors: Véronique FERRARI et al. International Filing Date: December 12, 2001	
		PCT Application No. PCT/FR01/03963; Attorney Docket No. 5725.0817-01-0304 Title: COSMETIC COMPOSITIONS CONTAINING AT LEAST ONE HETEROPOLYMER AND AT LEAST ONE GELLING AGENT AND METHODS OF USING THE SAME Inventor: Véronique FERRARI International Filing Date: December 12, 2001	
		PCT Application No. PCT/FR01/03965; Attorney Docket No. 5725.0795-01-304 Title COSMETIC COMPOSITION COMPRISING HETERO POLYMERS AND A SOLID SUBSTANCE AND METHOD OF USING SAME Inventors: Roberto CAVAZZUTI et al. International Filing Date: December 12, 2001	
		PCT Application No. PCT/IB00/02000; Attorney Docket No. 5725.0816-0304 Title: COMPOSITION COMPRISING AT LEAST ONE HETERO POLYMER AND AT LEAST ONE INERT FILLER AND METHODS FOR USE Inventors: Véronique FERRARI et al. International Filing Date: December 12, 2000	
		PCT Application No. PCT/IB00/02006; Attorney Docket No. 5725.0817-0304 Title: COSMETIC COMPOSITIONS CONTAINING AT LEAST ONE HETEROPOLYMER AND AT LEAST ONE GELLING AGENT AND METHODS OF USING THE SAME Inventor: Véronique FERRARI International Filing Date: December 12, 2000	
		PCT Application No. PCT/IB01/02780; Attorney Docket No. 5725.0819-01-304 Title: COMPOSITION STRUCTURED WITH A POLYMER CONTAINING A HETEROATOM ORGANOGELOATOR International Filing Date: December 12, 2001	
		PCT Application No. PCT/US00/33596; Attorney Docket No. 5725.0795-0304 Title COSMETIC COMPOSITION COMPRISING HETERO POLYMERS AND A SOLID SUBSTANCE AND METHOD OF USING SAME Inventors: Roberto CAVAZZUTI et al. International Filing Date: December 12, 2000	
		PCT Application No. PCT/US01/47454; Attorney Docket No. 5725.0806-0304 Title: COMPOSITIONS CONTAINING HETEROPOLYMERS AND OIL-SOLUBLE POLYMERS AND METHODS OF USING SAME Inventors: Carlos PINZON and Paul THAU U.S. Filing Date: December 12, 2001	
		PCT Application No. PCT/US01/47459; Attorney Docket No. 5725.0594-0304 Title: COSMETIC COMPOSITIONS CONTAINING AT LEAST ONE HETERO POLYMER AND AT LEAST ONE FILM- FORMING SILICONE RESIN AND METHODS OF USING Inventors: Mohamed KANJI et al. U.S. Filing Date: December 12, 2001	
		PCT Application No. PCT/US01/47496; Attorney Docket No. 5725.0809-0304 Title: COMPOSITIONS CONTAINING HETEROPOLYMERS AND METHODS OF USING SAME Inventors: Carlos PINZON and Paul THAU U.S. Filing Date: December 12, 2001	
		PCT Application No. PCT/US01/47497; Attorney Docket No. 5725.0808-0304 Title: COMPOSITIONS CONTAINING HETEROPOLYMERS AND OIL-SOLUBLE ESTERS AND METHODS OF USING SAME Inventors: Carlos PINZON and Paul THAU U.S. Filing Date: December 12, 2001	
		PCT Application No. PCT/US01/47499; Attorney Docket No. 5725.0595-00-304 Title: COSMETIC COMPOSITIONS CONTAINING HETEROPOLYMERS AND OIL-SOLUBLE CATIONIC SURFACTANTS AND METHODS OF USING SAME Inventors: Carlos PINZON and Paul THAU U.S. Filing Date: December 12, 2001	

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NON PATENT LITERATURE DOCUMENTS

Examiner Initials ⁷	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	Translation ⁸
		PCT Application No. PCT/US03/41618; Attorney Docket No. 5725.1338-00-304 Title: COSMETIC COMPOSITIONS COMPRISING A STRUCTURING AGENT, SILICONE POWDER AND SWELLING AGENT Inventors: Shao Xiang LU , Terry VAN LIEW, Nathalie GEFFROY-HYLAND International Filing Date: December 22, 2003	
		PCT Application No. PCT/US04/01071; Attorney Docket No. 5725.1335-00-304 Title: LONG WEAR COSMETIC COMPOSITION Inventor: Balanda ATIS International Filing Date: January 16, 2004	
		McCutcheon's VOLUME 1: Emulsifiers & Detergents, North American Edition, MC Publishing Co., Glen Rock NJ (1993), pp. 272-273	
		U.S. District Court for the District of New Jersey Civil Docket for L'Oreal S.A. v. Estee Lauder Companies, Inc., Civ. No. 04-1660 (HAA) (D.N.J. filed April 4, 2004) (retrieved January 2, 2005)	

¹ Applicant's unique citation designation number (optional).

² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04.

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⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document.

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⁶ Applicant is to place a check mark here if English language Translation is attached.

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